MT LEGISLATIVE HISTORY

Chapter 365 1969

Bill H_____ S 189 Original bill & hist. ___C

H. Committee on Lab. & Comp. S. Committee on Comm. & Lab.

H. Committee on Lab. & Comp.		S. Committee on Comm. & Lab.	
Hearing Date(s) _____	___C	Hearing Date(s) 1/22	___C
_____	___C	2/4	___C
_____	___C	_____	___C
_____	___C	_____	___C
Date Out _____	___C	_____	___C

Did this bill originate in an interim committee? ___Yes ___No

Committee _____ Report_____

Original bills and minutes are located at the Montana Historical Society, 406-444-2681.

COMMITTEE ON COMMERCE AND LABOR

BILL NO.	ENTERED COMM.	OUT OF COMM.	DO PASS	DO NOT PASS	DO PASS AS AMENDED	BE CONCURRED IN	BE CONCURRED IN AS AMENDED	BE NOT CONCURRED IN	BE ADOPTED
S.B. 47	1/17/69	1/23/69	X						
S.B 76	1/15/69	1/22 '69	X						
S.B. 91	1/16/69	1/22/69			X				
S.B. 81	1/16/69	2/10/69		X					
S.B. 91	Re-referred 1/25/69	2/4/69			X				
S.B.124	1/18/69	2/3/69		X					
S.B.171	1/22/69	2/10/69			X				
S.B.175	1/22/69	2/1/69			X				
S.B.188	1/22/69	1/31/69	X						
S.B.189	1/22/69	2/7/69	X						
S.B.190	1/22/69	2/7/69	X	MINORITY REPORT FILED					
S.B.190	1/22/69	2/7/69		X	MAJORITY REPORT FILED				
S.B.193	1/22/69	2/3/69	X						
S.B.218	1/23/69	1/31/69	X						
S.B.237	1/23/69	2/7/69			X				
S.B.238	1/23/69	2/7/69			X				
S.B.249	1/23/69	2/10/69			X				
S.B.270	1/23/69	2/7-69		X					
S.B.271	1/23/69	2/3/69			X				
S.B.312	1/23/69	2/7/69	X						
H.B. 7	1/20/69	2/12/69				X			
H.B. 8	1/21/69	2/12/69				X			
H.B.9	1/23/69	2/19/69						X	

MINUTES OF MEETING OF THE
COMMERCE AND LABOR COMMITTEE
STATE SENATE

February 7, 1969

The meeting was called to order on February 7, 1969 at 8:00 a.m. by Chairman Siderius, in room 402 of the State Capitol Building.

ROLL CALL: All members present except Senator Ozivi.

CONSIDERATION OF SENATE BILL 190: Proponents appearing were:

Barney Rask	U.S.W.A.
Ray Graham	Steelworkers of Montana
Jim Murry	Montana State AFL-CIO
Joe Crosswhite	Montana State AFL-CIO
Senator Lynch	Butte, Montana

Opponents were:

R. L. Brown	The Anaconda Company, Butte, Montana

SENATOR LEHRKIND MOVED DO NOT PASS. SENATOR SHUGRUE made a SUBSTITUTE MOTION DO PASS. ROLL CALL VOTE, 4 DO PASS - 5 DO NOT PASS. There were MAJORITY AND MINORITY REPORTS filed.

CONSIDERATION OF SENATE BILL 312: Senator Stein explained his bill to the committee. The bill would remove liability from the owner of a building that has been leased. Tony Softich from the State Labor Commission testified in behalf of the bill also. Other proponents of the bill were:

Jim Murry	Montana State AFL-CIO
Jesta Shaw	Pres. State Council H. R. E. & B.

SENATOR BENNETT MOVED DO PASS. SENATOR COCHRANE SECONDED. CARRIED.

CONSIDERATION OF SENATE BILL 189: Joe Crosswhite explained the bill because Jack Marlow, who represents the Montana State Contractors Association could not be present.
Other proponents were:

Tony Softich	Montana Labor Commission
Jim Murry	Montana State AFL-CIO

There were no opponents.
SENATOR BERTSCHE MOVED DO PASS. SENATOR HAFFERMAN SECONDED. CARRIED.

CONSIDERATION OF SENATE BILL 270: Lt. Col. Strope of the Montana National Guard explained the bill. Senator Mitchell appeared as sponsor of the bill. Lt. Col. Murphy, who is a member of and president of the Montana National Guard Association appeared in behalf of the bill. After much discussion, the proponents of the bill decided now was not the time for such legislation and requested the bill be killed.
SENATOR BENNETT MOVED DO NOT PASS. SENATOR LEHRKIND SECONDED. CARRIED.

☒ DO PASS
☐ DO NOT PASS
☐ BE CONCURRED IN
☐ BE NOT CONCURRED IN
☐ BE ADOPTED
☐ BE NOT ADOPTED

STANDING COMMITTEE REPORT

FEBRUARY 7 19 69

MR. PRESIDENT:

We, your committee on COMMERCE AND LABOR

having had under consideration SENATE BILL No. 189

41-701

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 41-701, R.C.M. 1947 BY DEFINING STANDARD PREVAILING RATE OF WAGES, BY PROVIDING FOR APPROVAL OF PUBLIC WORKS CONTRACTS, AND BY PROVIDING FOR THE NOTIFICATION OF THE COMMISSIONER OF LABOR."

Respectfully report as follows: That SENATE BILL No. 189

BEST COPY AVAILABLE

DO PASS

Senate Committee Report Form
Revised 1967

Chairman.

authority of the regents of the university of Montana are subject to the provisions of subsection (1) of this section."

Approved: March 7, 1969.

CHAPTER NO. 265

An Act to Amend Section 41-701, R.C.M. 1947, by Defining Standard Prevailing Rate of Wages Including Fringe Benefits for Health and Welfare and Pension Contributions, and Travel Allowance Provisions, by Providing for Approval of Public Works Contracts, and by Providing for the Notification of the Commissioner of Labor.

Be it enacted by the Legislative Assembly of the State of Montana:

Amending clause.

Section 1. Section 41-701, R.C.M. 1947, is amended to read as follows:

Preference of Montana labor in public works—wage scale—not to conflict with federal statutes.

"41-701. **Preference of Montana labor in public works — wage scale — not to conflict with federal statutes.** In all contracts hereafter let the state, county, municipal, school, heavy highway or municipal construction, repair and maintenance work under any of the laws of this state there shall be inserted in each of said contracts a provision by which the contractor must give preference to the employment of bona fide Montana residents in the performance of said work, and that the said contractor must further pay the standard prevailing rate of wages *including fringe benefits for health and welfare and pension contributions, and travel allowance provisions* in effect *and applicable to* the county *or locality* in which the work is being performed. Standard prevailing rate of wages *including fringe benefits for health and welfare and pension contributions, and travel allowance provisions, applicable to the county or locality in which the work is being performed,* means those wages *including fringe benefits for health and welfare and pension contributions, and travel allowance provisions* which are paid in the county *or locality* by other contractors for work *of a similar character* performed in *that* county *or locality by each craft, classification or type of workman needed to complete a contract* under this act. *When work of a*

similar character is not being performed in the county or locality, the standard prevailing rate of wages including fringe benefits for health and welfare and pension contributions, and travel allowance provisions shall be those rates established by collective bargaining agreements in effect in the county or locality for each craft, classification or type of workmen needed to complete the contract. No contract shall be let to any person, firm, association or corporation refusing to execute an agreement with the above-mentioned provisions in it; provided that, in contracts involving the expenditure of federal aid funds this act shall not be enforced in such a manner as to conflict with or be contrary to the federal statutes prescribing a labor preference to honorably discharged soldiers, sailors and marines, and prohibiting as unlawful any other preference or discrimination among citizens of the United States. *All public works contracts under this act shall be approved in writing by the legal advisor of the contracting state, county, municipal corporation, school district, assessment district or special improvement district body or officer prior to execution by the contracting public officer or officers. The Montana commissioner of labor and industry shall undertake to keep and maintain copies of collective bargaining agreements and other information from which rates and jurisdictional areas applicable to public works contracts under this act may be ascertained. Whenever the employer is not signatory party to a collective bargaining agreement, those moneys designated as negotiated fringe benefits shall be paid to the employee as wages.''*

Approved: March 7, 1969.

CHAPTER NO. 266

An Act to Amend Section 72-627, R.C.M. 1947, Relating to the Duty of Railroads to Maintain Certain Facilities in Townsites, by Increasing the Minimum Population of Places Where Such Facilities Are Required and by Requiring Minimum Staffing of Such Facilities.